

APPROVED: MEETING NO. 24-93

ATTEST:

Paula S. Jewell

MAYOR AND COUNCIL
ROCKVILLE, MARYLAND
Meeting No. 17-93

May 10, 1993

The Mayor and Council of Rockville, Maryland, convened in General Session in the Council Chamber, Rockville City Hall, 111 Maryland Avenue, Rockville, Maryland, on May 10, 1993, at 7:30 p.m.

PRESENT

Mayor Douglas M. Duncan

Councilmember James F. Coyle

Councilmember Rose G. Krasnow

Councilmember James T. Marrinan

Councilmember David Robbins

In attendance: City Manager Bruce Romer, City Clerk Paula Jewell, and City Attorney Paul Glasgow.

City Manager's Report

1. In cooperation with the Rockville Jaycees, the City hosted a delegation of visitors from Mayenne, France, with a reception held on May 3rd, a tour of French Embassy, and a briefing at City Hall.
2. On May 8th, the City held an open house at the Water Treatment Plant and a number of groups toured the Plant. The City was recently notified by the Environmental Protection Agency, Region 3, that Rockville's water supply received the honor of being ranked as number one in taste tests.
3. The City hosted the "Voices Against Violence" program on Saturday, May 8th, at

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Richard Montgomery High School. Hundreds of people took part in the rally which featured U.S. Attorney General Janet Reno as guest speaker.

4. Assistant City Manager Rick Kuckkahn was recently appointment by Governor Schaefer to serve on the State Planning Commission's Planning Techniques Subcommittee.

Re: Presentation by Lieutenant
General Kicklighter, U.S.A.
Retired, Executive Director of
50th Anniversary of World War II
Commemoration Committee.

Lt. Gen. Kicklighter presented the Mayor and Council with a commemoration flag and a certificate which designates the City as an official commemorative community. Mayor Duncan was also presented with a commemorative pin.

Mayor Duncan thanked Lt. General Kicklighter on behalf of the City and acknowledged those World War II veterans present in the audience. Mayor Duncan commented that the City would continue to honor its veterans through the different ceremonies the City held and would also draw special attention to the 50th anniversary of World War II.

Re: Proclamation declaring May 31,
1993, Memorial Day, as
ROCKVILLE POPPY DAY.

Proclamation No. 4-93

By unanimous vote of the Mayor and Council, May 31, 1993, Memorial Day, was declared "Poppy Day" in Rockville. Councilmember Robbins read the Proclamation, the full text of which can be found in Proclamation File No. 7 of the Mayor and Council. Members of Henderson Smith Edmonds Unit No. 86, American Legion Auxiliary, accepted the Proclamation,

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and the 1993 Poppy Girl, Dorian Briggs, distributed poppies. Helen Wooditch, President of Henderson Smith Edmonds Unit No. 86 presented the City of Rockville with a Certificate of Appreciation.

Re: Proclamation declaring the month
of May as **JEWISH COUNCIL
FOR THE AGING OF
GREATER WASHINGTON
MONTH.**

Proclamation No. 5-93

By unanimous vote of the Mayor and Council, the month of May 1993 was declared as "Jewish Council for the Aging of Greater Washington Month". Councilmember Marrinan read the Proclamation, the full text of which can be found in Proclamation File No. 7 of the Mayor and Council. Sylvia Raphael, President, Jewish Council for the Aging, accepted the Proclamation.

Re: Proclamation declaring May 1993
as **ALCOHOL AND OTHER
DRUG USE PREVENTION
MONTH.**

Proclamation No. 6-93

By unanimous vote of the Mayor and Council, the month of May 1993, was declared "Alcohol and Other Drug Use Prevention Month" in Rockville. Councilmember Robbins read the Proclamation, the full text of which can be found in Proclamation File No. 7 of the Mayor and Council, and he acknowledged representatives from Richard Montgomery High School, Students Help Other People (SHOP), CODE BLUE youth members, CAT and D.A.R.E. students, as well as former Rockville Councilmember Dick Haight who were present. Copies of the Proclamation were presented to SHOP and to former Councilmember Dick Haight.

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Mr. Haight shared with the audience, his own personal tragedy--the loss of his son Billy, at the wheel of a drunk driver some years ago.

Re: Proclamation declaring the week
of May 9-15, 1993 as **HISTORIC
PRESERVATION WEEK.**

Proclamation No. 7-93

By unanimous vote of the Mayor and Council, the week of May 9-15, 1993 was declared "Historic Preservation Week" in Rockville. Councilmember Krasnow read the Proclamation, the full text of which can be found in Proclamation File No. 7 of the Mayor and Council. Sima Osdoby, President of Peerless Rockville accepted the Proclamation.

Re: Presentation of Peerless
Rockville's 14th Annual Awards
for Historic Preservation.

Following a photo display of the award winning properties, Ms. Osdoby introduced State Senator Mary Boergers, and Delegates Jennie Forehand, Kumar Barve, and Michael Gordon who presented awards to the following families and businesses.

State Delegate Kumar Barve presented an award to Mr. and Mrs. Arthur L. Burt for building a new garden outbuilding and complementary landscaped setting. Senator Boergers presented an award to Daniel and Mary Barretta for restoring and renovating their home on Great Falls Road. Delegate Forehand presented an award to Diane and Milton Cadenhead who removed aluminum siding on their property and restored the original exterior feature of their home. Delegate Forehand also presented awards to the law firms of Brault, Graham, Scott & Brault and McCarthy, Wilson & Ethridge, who were given awards for renovating the historic buildings that

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house their law offices in a manner that preserved the original finishes.

Senator Boergers then read and presented Senate Resolutions to each of the award recipients.

Ms. Osdoby thanked the Mayor and Council for presenting Peerless Rockville with a forum for the award presentations, and announced that Peerless' reception would be held on Wednesday, May 12th to honor those award recipients and to open an exhibit at Rockville Arts Place.

Re: Citizens Forum

Jim Vitol passed along to the Mayor and Council, the Planning Commission's comments on the proposed Agreement between the City and RCI. The full text of Mr. Vitol's comments is marked as Exhibit No. 49, and can be found in the 1993 RCI File of the Mayor and Council.

Mayor Duncan acknowledged that the Mayor and Council had received some of the same comments raised by Mr. Vitol at the forum held last Thursday.

Re: Appointments to Rockville
Seniors, Inc.

Upon motion of Councilmember Coyle, duly seconded and unanimously passed, Arthur Sellers was appointed to the Accountant position, Loretta Pelletier was re-appointed, and Catherine Jackson was appointed to serve on the Board.

Re: Approval of Minutes

Upon motion by Councilmember Marrinan, duly seconded, the minutes of Meeting No. 10-93 (April 12, 1993) were approved with a correction noted on page 12: the vote to not include term limits as an advisory referendum on the 1993 ballot; passed by a 3 to 2 vote with

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Councilmember Robbins and Mayor Duncan voting Nay.

Upon motion by Councilmember Robbins, duly seconded, the minutes of Meeting No. 11-93 (April 15, 1993) were approved with a correction on page 6, end of first paragraph, to clarify that the Mayor and Council requested the Housing Authority to develop a comprehensive housing plan.

Upon motion by Councilmember Krasnow, duly seconded, the minutes of Meeting No. 12-93 (April 19, 1993) were approved as written.

Upon motion by Councilmember Marrinan, duly seconded, with Councilmember Robbins abstaining as he was not present at the meeting, the minutes of Meeting No. 13-93 (April 26, 1993) were approved as written.

Re: Consent Agenda

Councilmember Krasnow requested the removal of Item B from the Consent Agenda. Upon motion of Councilmember Robbins, duly seconded and unanimously passed, the following Consent Agenda item was approved:

- A. Award of Bid No. 86-93 for Virchem 939 Zinc Orthophosphate to Technical Products Corp. for the low bid amount of \$30,128.

This chemical is added to the City's drinking water to inhibit the corrosive effects of the water on iron and to prevent lead and copper from leaching out into the water.

Re: Rejection of previous Award of Request for Proposal to Vitale Pyrotechnic Industries, Inc. and Award of Request for Proposal #67-93 to Zambelli Internationale

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for Fireworks Productions for
Hometown Holidays,
Independence Day, and Rotary
Twilight Runfest.

Sufficient funds were budgeted for
this award.

Councilmember Krasnow had requested that Item B be removed from the agenda to ask if the City was going to have any competition for awarding a contract for fireworks. Staff responded that this was a temporary measure and the City had been contacted by other vendors who were interested in bidding for this service. Upon motion by Councilmember Krasnow, duly seconded, the item was unanimously approved.

Re: Approval of waiver for on-site
Storm Water Management (SWM)
for the renovation of Town Center
Inn Apartments in the Rock Creek
drainage area, and the acceptance
of \$8,400 for the off site SWM
fund.

The runoff from this site is
conveyed to the Maryvale II
SWM facility. Waiver Category
I-A-4,3.

Upon motion of Councilmember Krasnow, duly seconded and unanimously passed, the waiver for on-site SWM for the renovation of Town Center Apartments was approved and the contribution in the amount of \$8,400 for the off site SWM fund was accepted.

Re: Adoption of Resolution to grant
Parking Requirements Reduction,
Foulger Pratt Developments, Inc.,
Applicant.

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The Mayor and Council has the authority to grant a 10 percent reduction to the parking requirement.

Upon motion by Councilmember Coyle, duly seconded and unanimously passed, the Resolution granting reduction of the parking requirement for Phase II of an office and commercial development at Hungerford Drive and Middle Lane was adopted.

Re: Discussion and Instruction to Staff regarding Amendment to Comprehensive Planned Development Concept Plan CPD-1-85, Tower Dawson Limited Partnership, Applicant.

Proposed amendment to the approved Concept Plan for the Tower Oaks development to eliminate the planned lake and substitute a site for a future storm water management facility, and make other associated amendments to the Concept Plan.

Councilmember Coyle said he was a little disappointed that the amendment would eliminate the planned lake because he liked the idea of a lake, and it was unfortunate that after having worked through the options, it was not practical. Mr. Coyle asked about the agreement for maintenance between the City and the developer once the stormwater management facility went in.

Mayor Duncan reminded everyone that whatever plans were implemented at the site would be contingent upon a watershed study.

Upon motion of Councilmember Robbins; duly seconded with Councilmember Krasnow abstaining, staff was instructed to prepare a Resolution of approval incorporating

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language to implement the Planning Commission's recommendations.

Re: FYI/Correspondence

Mayor Duncan noted the memorandum from Ellen Watson, Chair of the Science, Technology & Environment Commission regarding environmental signs. Mr. Romer reported that if Mayor and Council were comfortable with the proposal to paint environmental signs on the City's stormwater drains, staff would proceed and implement with appropriate controls.

Councilmember Krasnow said it was a good idea although she expected that the City would get a small number of complaints about the project.

Mayor Duncan asked that staff proceed with the project.

Re: Next Meeting

The first public hearing on the budget will be held Tuesday evening, May 11, 1993.

Re: Adjournment to Executive Session pursuant to Section 10-508(a)(4) and (7) of the State Government Article, Annotated Code of Maryland, to consider a proposal for a business to remain and expand in the City and to obtain legal advice from counsel regarding the proposal.

Upon motion by Councilmember Marrinan, duly seconded and unanimously passed, the Mayor and Council adjourned at 9:05 p.m. to convene immediately following in Executive Session.